

FISCAL NOTE

Bill #: HB0557

Title: Registry system for organ donations

Primary Sponsor: Andersen, J

Status: As Introduced

Sponsor signature	Date	Chuck Swysgood, Budget Director	Date
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Fiscal Summary

	<u>FY 2004 Difference</u>	<u>FY 2005 Difference</u>
Expenditures:		
State Special Revenue	\$12,356	\$0
Revenue:		
General Fund	\$12,356	\$0
Net Impact on General Fund Balance:	\$0	\$0

<input type="checkbox"/> Significant Local Gov. Impact	<input checked="" type="checkbox"/> Technical Concerns
<input type="checkbox"/> Included in the Executive Budget	<input type="checkbox"/> Significant Long-Term Impacts
<input checked="" type="checkbox"/> Dedicated Revenue Form Attached	<input checked="" type="checkbox"/> Needs to be included in HB 2

Fiscal Analysis

ASSUMPTIONS:

1. Organ donor registrations were completed by a total of 77,179 individuals in calendar year 2002. This information was marked on the face of the driver licenses provided to those individuals. Assume this annual volume of organ donor registrations would continue.
2. Administrative expenses will increase \$12,356 in FY 2004 for programming and computer processing time that are related to updating the driver license database and generating the organ donor list extract reports.
3. The costs of providing printed information calling the applicant's attention to the Uniform Anatomical Gift Act will be absorbed within existing resources.

FISCAL IMPACT:

Department of Justice

Program 12 – Motor Vehicle Division

	<u>FY 2004 Difference</u>	<u>FY 2005 Difference</u>
<u>Expenditures:</u>		
Operating Expenses	\$12,356	\$0

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Funding of Expenditures:

State Special Revenue (02)	\$12,356	\$0
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Revenues:

State Special Revenue (02)	\$12,356	\$0
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Net Impact to Fund Balance (Revenue minus Funding of Expenditures):

State Special Revenue (02)	\$0	\$0
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TECHNICAL NOTES:

1. Subsection five of Section 1 states that reasonable costs and any monies collected for creation and maintenance of the organ and tissue donation registry must be paid by the organ and tissue procurement organizations and deposited to a state special revenue fund for the purpose of the payment of reasonable costs for development and maintenance of the registry. However, subsection one of section 1 states that all subsequent electronic transfers of donor information must be at no charge to the organ procurement organization. It is unclear what costs, if any, for maintenance of the organ donor registry would be charged.
2. There is not sufficient space on the back of the driver's license to place a sticker as required in 61-5-301, MCA. At the time of application or renewal of a driver's license, individuals desiring to make an anatomical gift complete and sign a card containing the statement required in 61-5-301, MCA, and the completed organ donor card is given to the individual to hold with their driver's license. The driver's license file is marked to indicate the individual did complete the necessary statement. When the driver's license is produced, the face of the license is marked to indicate that the individual is an organ donor.
3. HB 557 does not include spending authority within the Department of Justice. Authority could be added to HB 2 or an exception could be amended to 17-7-402, MCA, to allow the Attorney General to seek appropriation authority as revenues are recovered or received.

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DEDICATION OF REVENUE:

- a) Are there persons or entities that benefit from this dedicated revenue that do not pay? (please explain) No.
- b) What special information or other advantages exist as a result of using a state special revenue fund that could not be obtained if the revenue were allocated to the general fund? These monies are dedicated to pay the expenses incurred by the state for the creation and maintenance of the organ donor registry.
- c) Is the source of revenue relevant to current use of the funds and adequate to fund the program activity that is intended? ☒ Yes ☐ No (if no, explain)
- d) Does the need for this state special revenue provision still exist? ☒ Yes, if HB 577 becomes law ☐ No (Explain)
- e) Does the dedicated revenue affect the legislature's ability to scrutinize budgets, control expenditures, or establish priorities for state spending? (Please Explain) No
- f) Does the dedicated revenue fulfill a continuing, legislatively recognized need? (Please Explain) Yes, if HB 577 becomes law, the legislature will have recognized the need to provide a resource that may save or prolong life or improve the health of extremely ill or dying individuals.
- g) How does the dedicated revenue provision result in accounting/auditing efficiencies or inefficiencies in your agency? (Please Explain. Also, if the program/activity were general funded, could you adequately account for the program/activity?) The costs for creation and maintenance of the organ donor registry information is clearly identified and recorded separately from the ongoing operating costs for the division.